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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/789,277	02/27/2004	Siegfried Mielke	KSK-104-A	8185
22825 7590 02/12/2010 WILLIAM M HANLON, JR YOUNG & BASILE, PC 3001 WEST BIG BEAVER ROAD SUITE 624 TROY, MI 48084-3107				
EXAMINER				
HONG, JOHN C				
ART UNIT		PAPER NUMBER		
3726				
MAIL DATE		DELIVERY MODE		
02/12/2010		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SIEGFRIED MIELKE

Appeal 2009-001951
Application 10/789,277
Technology Center 3700

Mailed: February 12, 2010

Before DALE M. SHAW, *Administrator*

ORDER REMANDING APPEAL TO EXAMINER TO REOPEN
PROSECUTION

On June 12, 2007, Appellant filed a Notice of Appeal. On December 31, 2007, the Examiner mailed an Examiner's Answer including a new ground of rejection and giving Appellant the option to either (1) Reopen prosecution or (2) Maintain appeal. On February 27, 2008, Appellant filed a communication titled "Reply Brief to Reopen Prosecution," where the Appellant elected to reopen prosecution before the Examiner.

Accordingly, it is

ORDERED that the application is remanded to the Examiner to reopen prosecution.

If there are any questions pertaining to this order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

DMS/mls

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